

WWR#4287982

IN THE UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF INDIANA AT INDIANAPOLIS

IN RE:

DARREN L. BUNCH

BETH A. BUNCH

DEBTORS

CASE NO. 05-06437

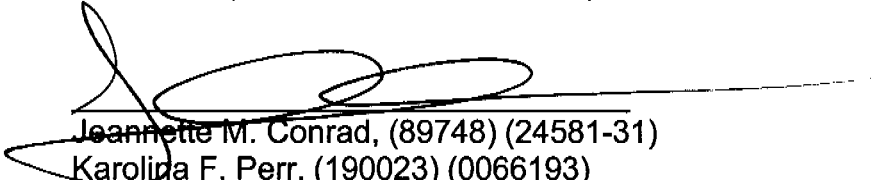
CHAPTER 7

JUDGE LORCH

HUNTINGTON NATIONAL BANK'S
MOTION FOR RELIEF FROM STAY AND ABANDONMENT
AS TO 2004 CHEVROLET TRAIL BLAZER

Now comes, HUNTINGTON NATIONAL BANK, secured Creditor in the above captioned proceeding, and pursuant to 11 U.S.C. § 362(d), moves this Court for an order terminating the stay and abandoning personal property to enable Creditor to recover and dispose of its collateral: 2004 CHEVROLET TRAIL BLAZER. Support for this Motion is set forth in the following Memorandum. Movant further requests that the stay remains terminated in the event the debtor converts to a different chapter under the Bankruptcy Code. Movant further requests that any order granting this motion also removes the provision for the ten (10) day stay permitted by Rule 4001(a).

WELTMAN, WEINBERG & REIS CO, L.P.A.



Jeannette M. Conrad, (89748) (24581-31)

Karolina F. Perr, (190023) (0066193)

Attorney for Creditor

525 Vine Street, Suite 800

Cincinnati, OH 45202

(513) 723-2200

MEMORANDUM

1. Jurisdiction over this matter is vested in this Court by virtue of 28 U.S.C Section 1334(b) and the general order of reference previously entered in this district.

2. This is a core proceeding under 28 U.S.C Section 157(b)(2)(G).

3. On March 31, 2004, Darren L. and Beth A. Bunch executed one personal loan agreement for the purchase of the following: 2004 CHEVROLET TRAIL BLAZER. Supporting loan documentation and Certificate of Title are attached hereto and made a part hereof.

4. As of the April 12, 2005, Debtors were obligated to HUNTINGTON NATIONAL BANK on said obligation in the amount of \$29,329.53. Debtors have not made the required payments and the account is overdue and in default.

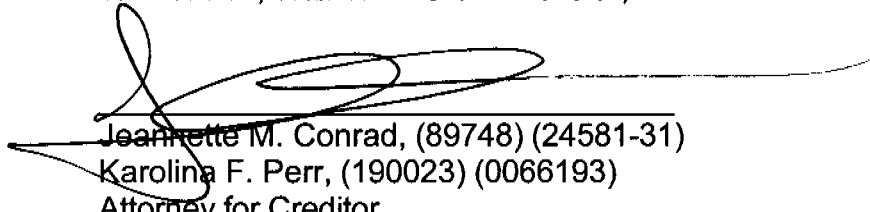
5. Secured Creditor would like to exercise its right to accelerate the balance due on this obligation, to repossess its collateral, sell the collateral, and apply the net proceeds to this obligation.

6. The NADA value of said vehicle \$29,300.00. There is no equity in the collateral for unsecured creditors.

WHEREFORE, for the reasons stated herein, HUNTINGTON NATIONAL BANK respectfully requests that this Court terminate the stay as to 2004 CHEVROLET TRAIL BLAZER and as to HUNTINGTON NATIONAL BANK to permit secured creditor, its successors and assigns, to accelerate its balance due and exercise its contractual and state law remedies, including repossession of the collateral or foreclosure of the subject mortgage.

Movant further requests that an order be issued wherein the trustee's interest in the subject collateral is abandoned. Movant requests further that the stay remain terminated in the event the debtor converts to a different chapter under the Bankruptcy Code.

WELTMAN, WEINBERG & REIS CO., L.P.A.



Jeanette M. Conrad, (89748) (24581-31)
Karolina F. Perr, (190023) (0066193)
Attorney for Creditor

Acct. No. 4020023645804

CERTIFICATE OF SERVICE

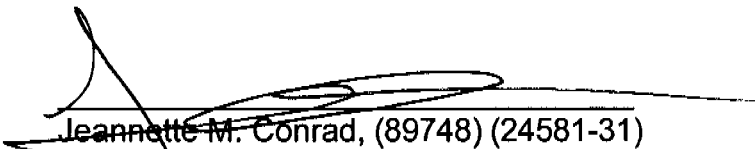
I hereby certify that a copy of the foregoing Motion for Relief from Stay and Abandonment has been served this 22nd day of April, 2005, via first class U.S. Mail with proper postage affixed thereto.

Richard P. Batesky, Jr.
22 E. Washington Street, Ste. 600
Indianapolis, IN 46204

Joseph W. Hammes, Trustee
1 Indiana Square, Ste. 1900
Indianapolis, IN 46204

BETH A. BUNCH
DARREN L. BUNCH
8953 W. Delchar Drive
Edinburgh, IN 46124

Office of the U. S. Trustee
101 West Ohio Street, Room 1000
Indianapolis, IN 46204



Jeannette M. Conrad, (89748) (24581-31)
Karolina F. Perr, (190023) (0066193)

20040911926370

20023645804

INDIANA CERTIFICATE OF TITLE

State Form 6687 (R&D-02)
Form Approved by State Board of Accounts, 1985
VEHICLE IDENTIFICATION

1GNDT13S542298347

PURCHASE DATE

ISSUE DATE

03/31/04

04/09/04

YEAR

MAKE

MODEL

BODY STYLE

2004 CHE

T13

4M

ODOMETER

LEGEND(S)

000053

*ODOMETER - ACTUAL

OWNER(S) NAME AND ADDRESS

DARREN L & BETH A BUNCH
8953 DELCHAR
EDINBURGH IN 46124

MAILING ADDRESS

HUNTINGTON NATIONAL BANK
7450 HUNTINGTON PARK DR
COLUMBUS OH 43235-56871st
LienHUNTINGTON NATIONAL BANK
7450 HNTNGTN PK DR
COLUMBUS OH 432352nd
Lien

Lien Releases

First Release by:

Title

Date (mo., day, yr.)

Second Release by:

Title

Date (mo., day, yr.)

See back for Seller and Purchaser Requirements

SELLER MUST COMPLETE

PURCHASER'S INFORMATION

We swear or affirm that the information entered on this form is correct. We understand that a false statement may constitute the crime of perjury.

I certify to the best of my knowledge that the odometer reading is the actual mileage of the vehicle unless one of the following statements is checked

Odometer Reading (in miles) ☐ 1 The odometer reading stated is in excess of its mechanical limits
☐ 2 The odometer reading is NOT actual mileage
WARNING - ODOMETER DISCREPANCY

Signature of seller

Position

Signature of seller

Position

Printed name of seller

Printed name of seller

Name of purchaser

Dealer number

Address

City

State

ZIP code

Lienholder

Address

City

State

ZIP code

Date of sale

Selling price

Trade-in price (if any)

Total price paid

I am aware of the odometer statements made by seller(s)

Signature of purchaser

Printed name of purchaser

The Commissioner of the Bureau of Motor Vehicles, pursuant to the laws of the State of Indiana, certifies that the vehicle has been duly titled and the owner of the described vehicle is subject to the liens set forth

INVENTORY CONTROL NO

COMMISSIONER

TITLE NUMBER

A8877701

MARY L. DEPREZ

04132069004

DO NOT ACCEPT TITLE SHOWING ANY ERASURES, ALTERATIONS OR MUTILATIONS

